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December 6, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: **Ex Parte Communication, Developing Unified Intercarrier
Compensation Regime, CC Docket 01-92**

Dear Ms. Dortch:

On Friday, December 3, 2004, Richard R. Cameron of Latham & Watkins LLP, counsel for the Intercarrier Compensation Forum ("ICF"), together with Eric Einhorn of SBC Communications Inc., Ed Krachmer of Iowa Telecom, Jeff Lindsey of Sprint Corporation, Joel Lubin of AT&T Corp., and John Nakahata of Harris, Wiltshire & Grannis LLP (on behalf of General Communication, Inc. and Level 3 Communications, LLC), met with Lisa Gelb, Rich Lerner, Robert Tanner, Rodger Woock, Jim Lande, Narda Jones, Cathy Carpino, Jeremy Marcus, Ted Burmeister, Jim Eisner, Carol Pomponio, Warren Firschein, Steve Morris, and Jay Atkinson of the Wireline Competition Bureau.

At the meeting, we used the materials attached to this letter as the basis for a discussion of the universal service contribution methodology proposed in the ICF's Intercarrier Compensation and Universal Service Reform Plan, filed with the Commission on October 5, 2004.

Please direct any questions concerning this matter to me at (202) 637-2225.

Very truly yours,

/s/ Richard Cameron

Richard R. Cameron

Intercarrier Compensation Forum

Universal Service Reform under the ICF Intercarrier
Compensation and Universal Service Reform Plan

December 3, 2004

Key Features of the ICF Plan

- Uniform Network Interconnection
- Uniform Rate Structure
- Uniform Rate Level
- Universal Service

Universal Service Benefits of the ICF Plan

- The Plan promotes universal service by:
 - ◆ Replacing support implicit in access charges with new, explicit support.
 - ◆ Keeping rates affordable and reasonably comparable between urban and rural areas.
 - ◆ Providing specific protections for low income, Lifeline consumers.
- The Plan achieves lasting universal service contribution reform by:
 - ◆ Stabilizing and broadening the universal service funding base, and making contribution amounts more predictable.
 - ◆ Eliminating disparities in the current system that result in dissimilar treatment of service substitutes (*e.g.*, DSL/cable modem, TDM/VoIP).
- The Plan protects the 1996 Act's rate integration mandate.

Contribution Methodology

- Single contribution methodology used to collect funding for all existing and new universal service support mechanisms.
- “Unit-based” assessment of unique working telephone numbers and non-switched, high-speed, dedicated network connections.
- Carriers recover contribution amounts from end users that cause the assessments.

Contribution Methodology (cont'd)

- Unit assessments:

- ◆ Telephone Numbers:

- Each unique working telephone number: 1 unit
 - For additional numbers in a residential household account, CMRS carriers (nationwide), CRTC's, and CRTC competitors may phase-in these contributions as follows:
 - Year 1: 1/2 unit
 - Year 2: 2/3 unit
 - Year 3: 3/4 unit
 - Year 4+: 1 unit

- ◆ Residential:

- DSL, cable modem and other high-speed, non-circuit-switched connections assessed 1 unit.
 - Contribution obligations of DSL and cable modem services harmonized.

Contribution Methodology (cont'd)

- Unit assessments: (cont'd)
 - ◆ Business:
 - Non-switched, dedicated network connections with capacity of less than 1.5mbps assessed 1 unit.
 - Non-switched, dedicated network connections with capacity of at least 1.5mbps but less than 45mbps assessed 5 units.
 - Non-switched, dedicated network connections with capacity of at least 45mbps but less than 200mbps assessed 40 units.
 - Non-switched, dedicated network connections with capacity of 200mps or greater assessed 100 units.
 - At least triennially, FCC to examine whether these thresholds are commercially reasonable in light of advances in technology.

Benefits of the ICF Contribution Methodology

- Contribution amounts under the ICF Plan will be more stable and predictable than the escalating contribution amounts required under today's mechanism
- Contribution amounts will be lower in many cases than they would be under the existing mechanism.
 - ◆ The ICF Plan significantly broadens the base on which USF contributions are assessed.
 - ◆ Today's interstate revenue base is shrinking, causing the contribution factor to rise.
 - ◆ The broader base allows increases in explicit support under the ICF Plan without causing dramatic increases in the contribution burden.

Preliminary Estimates of the ICF Plan Additional Universal Service Support

		Estimates @Step 1			
\$ Millions	Base Period Access Revenue	Remaining Intercarrier Payments * **	Cumulative Access Shift	Enduser Revenue (Delta SLC)	TNRM / ICRM Support
Non-CRTC	\$ 7,194	\$ 5,560	\$ 1,634	\$ 1,228	\$ 406
CRTC	\$ 2,384	\$ 1,932	\$ 453	\$ 117	\$ 336
TOTAL	\$ 9,578	\$ 7,492	\$ 2,087	\$ 1,345	\$ 742
Increase in High Cost Fund From Changes in Existing High Cost Mechanisms					\$ 300
Lifeline Increases From Higher Primary Residential SLC Rates					\$ 46
Net Settlements -- Not Included In The Base					\$ 38
Grand Total	\$ 9,578	\$ 7,492	\$ 2,087	\$ 1,345	\$ 1,126

*Remaining Intercarrier Payments for CRTC are understated as EAS / Wireless terminating MOUs are not included in this model

**Includes Interconnection Transport, Transit Service Revenue, Termination Rate Revenue, and for CRTC only Terminating Transport Charges.

Preliminary Estimates of the ICF Plan Additional Universal Service Support

		Estimates @Step 5			
\$ Millions	Base Period Access Revenue	Remaining Inter-carrier Payments * **	Cumulative Access Shift	Enduser Revenue (Delta SLC)	TNRM / ICRM Support
Non-CRTC	\$ 7,194	\$ 659	\$ 6,536	\$ 5,778	\$ 757
CRTC	\$ 2,384	\$ 573	\$ 1,811	\$ 566	\$ 1,246
TOTAL	\$ 9,578	\$ 1,232	\$ 8,347	\$ 6,344	\$ 2,003
Increase in High Cost Fund From Changes in Existing High Cost Mechanisms					\$ 300
Lifeline Increases From Higher Primary Residential SLC Rates					\$ 216
Net Settlements -- Not Included In The Base					\$ 150
Grand Total	\$ 9,578	\$ 1,232	\$ 8,347	\$ 6,344	\$ 2,669

*Remaining Inter-carrier Payments for CRTC are understated as EAS / Wireless terminating MOUs are not included in this model

**Includes Interconnection Transport, Transit Service Revenue, Termination Rate Revenue, and for CRTC only Terminating Transport Charges.

Preliminary Estimates of USF per unit			
	2004	Step 1	Step 5
Assessment Per Unit Per Month	\$ 1.05	\$ 1.23	\$ 1.34
Revenue (\$ Thousands)			
Baseline --USF	\$ 6,521,269	\$ 6,521,269	\$ 6,521,269
Overlay from the lifting of rural cap	\$ -	\$ 300,000	\$ 300,000
Overlay from Lifeline due to increase in SLC	\$ -	\$ 46,484	\$ 215,893
Net Settlements Not in the base		\$ 37,500	\$ 150,000
ICF Increase to the USF	\$ -	\$ 741,647	\$ 2,002,616
Total USF	\$ 6,521,269	\$ 7,646,900	\$ 9,189,778
	Units		
Category	Dec-03 *	Step 1	Step 5
ILEC **	298,903,000	298,903,000	299,903,000
ILEC Lifeline Subscribers	5,907,789	5,907,789	5,907,789
CLEC	31,699,000	31,699,000	31,699,000
Cellular/PCS ***	107,438,041	107,438,041	157,042,082
Pager Lines	11,208,000	11,208,000	11,208,000
Toll Free Numbers	22,050,182	22,050,182	22,050,182
Special access +	20,814,774	20,814,774	20,814,774
Total Broadband	27,260,834	27,260,834	27,260,834
Total units available (w/o Lifeline)	519,373,831	519,373,831	569,977,872

* For this analysis, Step 1 Units are used for Dec-03.

** Rural ILEC primary line is a full unit. Additional lines are phased in 1/2, 2/3, 3/4, 1.00 over four steps.

*** Primary subscriber is a full unit. Additional subscribers are phased in 1/2, 2/3, 3/4, 1.00 over four steps.

+ Special Access units are weighted (weights are 1, 5, 40, 100 for Tier 1,2,3 and 4, respectively)